

Homeland Security and I believe that passing the Defense appropriation bill so that our men and women in uniform have the resources that they need through the appropriations process is more important right now, and the American people get that.

With that, if my colleague is prepared to close, Madam Speaker, I will simply say to my colleagues that this measure does, as I said, put Congress first, and we should not put Congress first, ahead of the priority spending for national security, which is priority number one. We continue to have statements made by our friends on the other side of the aisle, including the veto message from President Clinton in 1996. He vetoed a measure because we were passing the Legislative Branch appropriations bill for saying that there are many other priorities that should be ahead of it.

Madam Speaker, I urge my colleagues to vote against this rule so that we can move ahead in a very, very responsible way.

I yield back the balance of my time.

Mr. MCGOVERN. Madam Speaker, the gentleman described this debate as fascinating. I would describe it as kind of bizarre. The Legislative Branch bill that President Clinton threatened to veto, if I remember correctly, the gentleman from California voted for. And I will stress again that there is no money in this bill for ACORN, none, or its affiliates or its subsidiaries. Huge majorities in both the House and the Senate are on record as opposing funding ACORN. This notion that somehow when the CR runs out that the money for ACORN is going to go up, I don't get that. There will either be another CR or we will have passed relevant appropriation bills that will continue the prohibition. So that is kind of a nutty debate, and it is not relevant to this bill because this bill bans Federal funding for ACORN.

The other thing that I will say is that all appropriations bills are important, and we are going to get to all of them. But I think it is wrong to diminish the Legislative Branch appropriation bill, and I think it's wrong to kind of brush aside the importance of funding for the Capitol Police. We have had members of the Capitol Police lose their lives in the line of duty, protecting not only us but protecting our constituents who come here. They deserve to be supported, and they deserve to be thanked. This bill does that.

Again, I will remind my colleagues that in the CR there is an increase in funding for veterans health. Now if you don't want to fund the Capitol Police and you don't want to increase funding for veterans health, then vote against the rule and vote against the final passage of the bill. But I think the vast majority of our constituents are saying, This is a no-brainer. Move this forward. Continue your business. Continue to work on the other appropriations bills, and get your work done. And we are going to do that.

Let me finally say again in support of Chairman OBEY and the members of the Appropriations Committee, they did all of their work in this House. Every single one of the appropriation bills has been passed. It is now up to the Senate to pass their bills, and then we will conference them and bring them back here for a final vote.

Mr. Speaker, in a moment I will be offering an amendment to this rule, and I want to briefly explain the amendment. The amendment will provide for adoption of an enrollment resolution that corrects a technical error made by the Senate in the continuing resolution. After the Senate struck a section in the continuing resolution, internal cross-references in the conference report became incorrect. This mistake could block contracting authority for any surface transportation programs, a result that I am certain that no Member of this House, Republican or Democrat, would support. The enrollment resolution corrects the cross-references.

I hope all my colleagues will vote "yes" on the amendment, the rule and the previous question.

AMENDMENT OFFERED BY MR. MCGOVERN

Mr. MCGOVERN. Madam Speaker, I have an amendment to the rule at the desk.

The SPEAKER pro tempore. The Clerk will report the amendment.

The Clerk read as follows:

Amendment offered by MCGOVERN:

At the end of the resolution, add the following:

"SEC. 2. Upon the adoption of the conference report the House shall be considered to have adopted the concurrent resolution (H. Con. Res. 191) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 2918."

Mr. MCGOVERN. Madam Speaker, I yield back the balance of my time, and I move the previous question on the amendment and on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the amendment.

The amendment was agreed to.

The SPEAKER pro tempore. The question is on the resolution, as amended.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. DREIER. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

MOTION TO GO TO CONFERENCE ON H.R. 3183, ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2010

Mr. PASTOR of Arizona. Mr. Speaker, pursuant to clause 1 of rule XXII and by direction of Committee on Appropriations, I move to take from the

Speaker's table the bill (H.R. 3183) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2010, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and agree to the conference asked by the Senate.

The Clerk read the title of the bill.

The motion was agreed to.

MOTION TO INSTRUCT

Mr. FRELINGHUYSEN. Mr. Speaker, I have a motion to instruct conferees.

The SPEAKER pro tempore (Mr. HASTINGS of Florida). The Clerk will report the motion.

The Clerk read as follows:

Mr. Frelinghuysen moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill H.R. 3183 be instructed as follows:

(1) To not record their approval of the final conference agreement (within the meaning of clause 12(a)(4) of House rule XXII) unless the text of such agreement has been available to the managers in an electronic, searchable, and downloadable form for at least 48 hours prior to the time described in such clause.

The SPEAKER pro tempore. Pursuant to clause 7 of rule XXII, the gentleman from New Jersey (Mr. FRELINGHUYSEN) and the gentleman from Arizona (Mr. PASTOR) each will control 30 minutes.

The Chair recognizes the gentleman from New Jersey.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield myself as much time as I may consume.

Mr. Speaker, I voted for the House Energy and Water bill. It was a good bipartisan compromise. It was my pleasure to work closely with the chairman, Mr. PASTOR, as we put it together. I and many of my colleagues are increasingly concerned that we don't have the level of information that we need to make wise decisions on the legislation. Our jobs require that we read and fully understand complex pieces of legislation that we vote on, and that takes time.

It is for this reason that I am making this motion to instruct House conferees not to sign the final conference agreement until the text has been available to the conferees in an electronic, searchable and downloadable form at least 48 hours prior to conferees' approval.

Mr. Speaker, I reserve the balance of my time.

Mr. PASTOR of Arizona. Mr. Speaker, I first of all want to congratulate the ranking member for the work he has done on this bill. I want to thank him for the cooperation he has given and thank him again for his cooperation in working on this conference.

Mr. Speaker, I yield back the balance of my time.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. Without objection, the previous question is ordered on the motion to instruct.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to instruct. The motion was agreed to.

A motion to reconsider was laid on the table.

APPOINTMENT OF CONFEREES

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees:

Messrs. VISCLOSKEY, EDWARDS of Texas, PASTOR, BERRY, FATTAH, ISRAEL, RYAN of Ohio, OLVER, DAVIS of Tennessee, SALAZAR, OBEY, FRELING-HUYSEN, WAMP, SIMPSON, REHBERG, CALVERT, ALEXANDER, and LEWIS of California.

There was no objection.

□ 1000

PROVIDING FOR CONSIDERATION OF CONFERENCE REPORT ON LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2010

The SPEAKER pro tempore. The unfinished business is the vote on adoption of House Resolution 772, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

The vote was taken by electronic device, and there were—yeas 209, nays 189, not voting 34, as follows:

[Roll No. 738]

YEAS—209

Adler (NJ)	DeGette	Kind
Altmire	DeLauro	Kissell
Andrews	Dicks	Klein (FL)
Arcuri	Dingell	Kosmas
Baldwin	Doggett	Larsen (WA)
Barrow	Donnelly (IN)	Larson (CT)
Becerra	Edwards (TX)	Levin
Berkley	Ellison	Lewis (GA)
Berman	Ellsworth	Lipinski
Berry	Eshoo	Lofgren, Zoe
Bishop (GA)	Etheridge	Lowe
Bishop (NY)	Farr	Lujan
Blumenauer	Fattah	Lynch
Boccieri	Filner	Maffei
Boren	Foster	Maloney
Boswell	Frank (MA)	Markey (CO)
Boucher	Giffords	Markey (MA)
Boyd	Gonzalez	Marshall
Brady (PA)	Gordon (TN)	Massa
Brady (TX)	Grayson	Matheson
Braley (IA)	Green, Al	Matsui
Brown, Corrine	Green, Gene	McCarthy (NY)
Butterfield	Grijalva	McCollum
Capps	Gutierrez	McDermott
Carnahan	Hall (NY)	McGovern
Carney	Halvorson	McIntyre
Carson (IN)	Hare	McMahon
Castor (FL)	Harman	McNerney
Chandler	Hastings (FL)	Meeks (NY)
Childers	Heinrich	Melancon
Chu	Herseeth Sandlin	Michaud
Cleaver	Himes	Miller (NC)
Clyburn	Hinchey	Miller, George
Cohen	Hirono	Mollohan
Connolly (VA)	Hodes	Moore (KS)
Cooper	Holden	Moore (WI)
Costa	Honda	Moran (VA)
Costello	Hoyer	Murphy (CT)
Courtney	Inslee	Murphy, Patrick
Crowley	Jackson (IL)	Murtha
Cuellar	Johnson (GA)	Napolitano
Cummings	Kagen	Neal (MA)
Dahlkemper	Kanjorski	Oberstar
Davis (AL)	Kaptur	Obey
Davis (CA)	Kennedy	Olver
Davis (IL)	Kildee	Ortiz
Davis (TN)	Kilpatrick (MI)	Pallone
DeFazio	Kilroy	Pascarell

Pastor (AZ)	Sanchez, Loretta	Tierney
Perlmutter	Sarbanes	Titus
Peters	Schakowsky	Tonko
Peterson	Schauer	Towns
Pingree (ME)	Schiff	Tsongas
Polis (CO)	Schwartz	Van Hollen
Pomeroy	Serrano	Velázquez
Price (NC)	Sestak	Visclosky
Quigley	Shea-Porter	Walz
Rahall	Sherman	Wasserman
Rangel	Sires	Schultz
Reyes	Skelton	Watson
Richardson	Slaughter	Watt
Rodriguez	Smith (WA)	Waxman
Ross	Snyder	Weiner
Rothman (NJ)	Space	Welch
Roybal-Allard	Spratt	Wexler
Ruppersberger	Stark	Wilson (OH)
Rush	Stupak	Woolsey
Ryan (OH)	Sutton	Wu
Salazar	Tanner	Yarmuth
Sanchez, Linda T.	Thompson (CA)	
	Thompson (MS)	

NAYS—189

Aderholt	Gallegly	Murphy (NY)
Akin	Garrett (NJ)	Murphy, Tim
Alexander	Gerlach	Myrick
Austria	Gingrey (GA)	Nadler (NY)
Bachmann	Gohmert	Neugebauer
Bachus	Goodlatte	Nye
Baird	Granger	Olson
Barrett (SC)	Griffith	Paul
Bartlett	Guthrie	Paulsen
Barton (TX)	Hall (TX)	Payne
Bean	Harper	Pence
Biggart	Hastings (WA)	Perriello
Bilbray	Heller	Petri
Bilirakis	Hensarling	Pitts
Bishop (UT)	Herger	Poe (TX)
Blackburn	Hoekstra	Posey
Boehner	Holt	Price (GA)
Bonner	Hunter	Putnam
Bono Mack	Inglis	Radanovich
Boozman	Jackson-Lee	Rehberg
Boustany	(TX)	Reichert
Bright	Jenkins	Roe (TN)
Broun (GA)	Johnson (IL)	Rogers (AL)
Brown (SC)	Johnson, Sam	Rogers (KY)
Brown-Waite,	Jordan (OH)	Rogers (MI)
Ginny	King (IA)	Rohrabacher
Buchanan	King (NY)	Rooney
Burgess	Kingston	Ros-Lehtinen
Burton (IN)	Kirk	Roskam
Buyer	Kirkpatrick (AZ)	Royce
Calvert	Kline (MN)	Ryan (WI)
Camp	Kratovil	Scalise
Campbell	Kucinich	Schock
Cantor	Lamborn	Scott (VA)
Cao	Lance	Sensenbrenner
Capito	Latham	Sessions
Carter	LaTourette	Shadegg
Cassidy	Latta	Shimkus
Castle	Lee (CA)	Shuler
Chaffetz	Lee (NY)	Shuster
Clarke	Lewis (CA)	Simpson
Coble	Linder	Smith (NE)
Coffman (CO)	LoBiondo	Smith (NJ)
Cole	Lucas	Smith (TX)
Conaway	Luetkemeyer	Souder
Crenshaw	Lummis	Stearns
Davis (KY)	Lungren, Daniel E.	Taylor
Deal (GA)	Mack	Teague
Dent	Diaz-Balart, L.	Terry
Diaz-Balart, M.	Dreier	Thompson (PA)
Dreier	McCarthy (CA)	Thornberry
Driehaus	McCaul	Tiahrt
Duncan	McClintock	Tiberi
Edwards (MD)	McCotter	Turner
Ehlers	McHenry	Upton
Emerson	McKeon	Walden
Fallin	McMorris	Wamp
Flake	Rodgers	Westmoreland
Forbes	Miller (FL)	Whitfield
Fortenberry	Miller (MI)	Wilson (SC)
Fox	Miller, Gary	Wittman
Franks (AZ)	Minnick	Wolf
Frelinghuysen	Mitchell	Young (FL)
Fudge	Moran (KS)	

NOT VOTING—34

Abercrombie	Conyers	Higgins
Ackerman	Culberson	Hill
Baca	Delahunt	Hinojosa
Blunt	Doyle	Israel
Capuano	Engel	Issa
Cardoza	Fleming	Johnson, E. B.
Clay	Graves	Jones

Langevin	Platts	Sullivan
Loebsack	Schmidt	Waters
Meek (FL)	Schrader	Young (AK)
Mica	Scott (GA)	
Nunes	Speier	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members have 2 minutes remaining in this vote.

□ 1027

Messrs. OLSON, TIM MURPHY of Pennsylvania, NADLER of New York, SCOTT of Virginia, PAYNE, HOLT, Ms. EDWARDS of Maryland, Ms. LEE of California, Ms. JACKSON-LEE of Texas changed their vote from “yea” to “nay.”

So the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. ABERCROMBIE. Madam Speaker, I regret that I missed rollcall vote No. 738. Had I been present, I would have voted “yea.”

Stated against:

Mr. BRADY of Texas. Madam Speaker, it was my intention to vote against adoption of H. Res 772, a rule waiving points of order against consideration of the Conference Report to accompany H.R. 2918, Legislative Branch Appropriations and Continuing Resolution. I inadvertently recorded a “yea” vote.

□ 1030

CONFERENCE REPORT ON H.R. 2918, LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2010

Ms. WASSERMAN SCHULTZ. Madam Speaker, pursuant to House Resolution 772, I call up the conference report on the bill (H.R. 2918) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2010, and for other purposes, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 772, the conference report is considered read.

(For conference report and statement, see proceedings of the House of September 24, 2009, at page H9924.)

The SPEAKER pro tempore. The gentlewoman from Florida (Ms. WASSERMAN SCHULTZ) and the gentleman from Alabama (Mr. ADERHOLT) each will control 30 minutes.

The Chair recognizes the gentlewoman from Florida.

GENERAL LEAVE

Ms. WASSERMAN SCHULTZ. Madam Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include tabular and extraneous material on the conference report to accompany H.R. 2918.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Florida?

There was no objection.

Ms. WASSERMAN SCHULTZ. Madam Speaker, I yield myself such time as I may consume.